

**PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA**

**CHIEF HEARING OFFICER DIRECTIVE**

**DOCKET NO. 2021-324-WS ORDER NO. 2022-8-H**

**JANUARY 28, 2022**

**CHIEF HEARING OFFICER: David Butler**

**DOCKET DESCRIPTION:**

**Application of Kiawah Island Utility, Incorporated to File Proposed Changes in Rates, Charges, Classifications and/or Regulations for Water and Sewer Service**

**MATTER UNDER CONSIDERATION:**

**Petition to Intervene of The Town of Kiawah Island**

**CHIEF HEARING OFFICER'S ACTION:**

**This matter comes before the Chief Hearing Officer on the Petition to Intervene of the Town of Kiawah Island in this Docket. The Petition is timely filed, and no objections to the intervention have been filed.**

**After it has been determined that the Petition has been timely filed, the next question for the Commission is to determine whether or not the petitioning party or parties have clear factual support or grounds for the proposed intervention. S.C. Regs. 103-825A(3) requires that parties filing a Petition to Intervene in a matter pending before the SC Public Service Commission must set forth clearly and concisely:**

- (a) The facts from which the nature of the petitioner's alleged right or interest can be determined;**
- (b) The grounds of the proposed intervention;**
- (c) The position of the petitioner in the proceeding.**

**The Town of Kiawah Island asserts that it is home to approximately 1,779 permanent residents, and numerous temporary residents each year. Citizens of the Town and businesses operating in the Town are current or potential customers of Applicant's water and sewer services. As such, the Town states that it and its residents and businesses have a vital interest in this proceeding. Also, the Town notes that Petitioner's residents and businesses who are residential and commercial water and sewer customers will be affected by the proposed rate increase because it would increase their water and sewer service rates.**

**From these facts, this Hearing Officer holds that The Town of Kiawah Island has successfully satisfied two of the criteria for intervention stated in the Regulation. The Petitioner's interest in these matters can clearly be discerned, as can the grounds for the intervention. DCA's position has not yet been fully developed, but at this early stage of the proceedings, it does oppose the proposed rate increase. However, since the Town of Kiawah**

**Island has reserved its right to more fully set forth its position as necessary and appropriate as this proceeding moves forward, there is no prejudice at this time, and the third criteria for intervention shall also be deemed satisfied.**

**Further, the Petition to Intervene was timely filed and there are no objections to the intervention. Accordingly, the Petition to Intervene of The Town of Kiawah Island is hereby granted in this Docket. This ends the Chief Hearing Officer's Directive.**